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BEFORE THE FAIR POLITICAL PRACTICES COMMISSION
STATE OF CALIFORNIA

In the Matter of)	FPPC No.: 03/792
)	
)	
K. HOVNANIAN FORECAST HOMES,)	STIPULATION, DECISION and
)	ORDER
)	
Respondent.)	
)	
)	

Complainant Mark Krausse, Executive Director of the Fair Political Practices Commission, and Respondent K. Hovnanian Forecast Homes hereby agree that this stipulation will be submitted for consideration by the Fair Political Practices Commission at its next regularly scheduled meeting.

The parties agree to enter into this stipulation to resolve all factual and legal issues raised in this matter, and to reach a final disposition without the necessity of holding an administrative hearing to determine the liability of Respondent.

Respondent understands, and hereby knowingly and voluntarily waives, any and all procedural rights set forth in sections 83115.5, 11503, and 11523 of the Government Code, and in section 18361 of title 2 of the California Code of Regulations. This includes, but is not limited to, the right to personally appear at any administrative hearing held in this matter, to be represented by an attorney at Respondent's own expense, to confront and cross-examine all witnesses testifying at the hearing, to

1 subpoena witnesses to testify at the hearing, to have an impartial administrative law judge preside over
2 the hearing as a hearing officer, and to have the matter judicially reviewed.

3 It is further stipulated and agreed that Respondent K. Hovnanian Forecast Homes violated the
4 Political Reform Act by failing to timely disclose a late contribution in a late contribution report, in
5 violation of section 84203 of the Government Code (4 counts), by failing to timely file a semi-annual
6 campaign statement, in violation of section 84200, subdivision (b) of the Government Code (3 counts),
7 by failing to electronically file a semi-annual campaign statement, in violation of section 84605,
8 subdivision (a) of the Government Code (2 counts), and by failing to disclose a late contribution in an
9 electronically filed late contribution report, in violation of section 84605, subdivision (a) of the
10 Government Code (2 counts), as described in Exhibit 1. Exhibit 1 is attached hereto and incorporated by
11 reference as though fully set forth herein. Exhibit 1 is a true and accurate summary of the facts in this
12 matter.

13 Respondent agrees to the issuance of the decision and order, which is attached hereto.
14 Respondent also agrees to the Commission imposing upon it an administrative penalty of Twenty-six
15 Thousand Dollars (\$26,000). A cashier's check from Respondent in said amount, made payable to the
16 "General Fund of the State of California," is submitted with this stipulation as full payment of the
17 administrative penalty, to be held by the State of California until the Commission issues its decision and
18 order regarding this matter. The parties agree that in the event the Commission refuses to accept this
19 stipulation, it shall become null and void, and within fifteen (15) business days after the Commission
20 meeting at which the stipulation is rejected, all payments tendered by Respondent in connection with
21 this stipulation shall be reimbursed to Respondent. Respondent further stipulates and agrees that in the
22 event the Commission rejects the stipulation, and a full evidentiary hearing before the Commission
23 becomes necessary, neither any member of the Commission, nor the Executive Director, shall be
24 disqualified because of prior consideration of this stipulation.

25
26 Dated: _____

Mark Krausse, Executive Director
Fair Political Practices Commission

1 Dated: _____

2 K. Hovnanian Forecast Homes, Respondent

3 By _____

4 (Type or print name here)

5 **DECISION AND ORDER**

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7 The foregoing stipulation of the parties “In the Matter of K. Hovnanian Forecast Homes, FPPC

8 No. 03/792,” including all attached exhibits, is hereby accepted as the final decision and order of the

9 Fair Political Practices Commission, effective upon execution below by the Chairman.

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11 IT IS SO ORDERED.

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13 Dated: _____

14 Liane M. Randolph, Chairman

15 Fair Political Practices Commission

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